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Preparatory Commission for the International Criminal Court

Working Group on Rules of Procedure and Evidence

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Report of the Working Group

Explanatory note

The Rules of Procedure and Evidence are supplementary instruments of the Rome Statute. The objective of this instrument is to support and underpin the provisions of the Statute. In elaborating the Rules of Procedure and Evidence, care has been taken to avoid rephrasing and, to the extent possible, repeating the provisions of the Statute. Direct references to the Statute have been included in the Rules, where appropriate, in order to emphasize the relationship between the Rules and the Rome Statute, as provided for in article 51.

In all cases, the Rules of Procedure and Evidence should be read in conjunction with and subject to the provisions of the Statute.

In connection with rule 4.37, the Preparatory Commission considered whether the application of this rule would be facilitated by including a provision in the Regulations of the Court that at least one of the judges of the Chamber in which the case is heard knows the official language used as a working language in a given case. The Assembly of States Parties is invited to give further consideration to this issue.

Rules of procedure and evidence

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[See document PCNICC/2000/WGRPE/L.1/Add.1]

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